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CONFIRMATION NO. FIRST NAMED INVENTOR ATTORNEY DOCKET NO. APPLICATION NO. FILING DATE 09/993,272 11/14/2001 David A. Gough 6627-PA1034 6363 EXAMINER 27111 7590 06/21/2005 **GORDON & REES LLP** 101 WEST BROADWAY ART UNIT PAPER NUMBER **SUITE 1600** SAN DIEGO, CA 92101

DATE MAILED: 06/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO. CONTROL NO.

FILING DATE

FIRST NAMED INVENTOR / PATENT IN REEXAMINATION

EXAMINER

ART UNIT

PAPER

20050615

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Commissioner for Patents

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 04/20/205 has been entered.

The amendment filed on 04/20/2005 canceling all previously pending claims 1-18, and presenting new claims 19-29 is nonresponsive (MPEP § 821.03). The newly submitted claims are not readable on the elected invention because they are directed to a patentably distinct method which has different mode of operation and different steps (such as inputting a database, inputting features on residue-by-residue basis, representing biopolymers as linear set of features, etc. Note, that the status of the application is RCE, not a continuation, or continuation-in part.

Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Borin whose telephone number is (571) 272-0713. The examiner can normally be reached on 9am-5pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ardin Marschel, Ph.D., can be reached on (571) 272-0718. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pairdirect uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

> Michael Borin, Ph.D. **Primary Examiner** Art Unit: 1631

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